

### EXAMINER'S COMMENT


This Notice of Allowance is in response to the Request for Continued Examination filed by Applicant on July 7, 2004. A previous Notice of Allowance had been mailed July 13, 2004 in response to applicant's After-Final Amendment filed June 28, 2004- however, the Request for Continued Examination was necessary to prevent the abandonment of the application after the mailing of the Final Rejection on January 7, 2004. Thus, the Request for Continued Examination is properly entered into the application, and the pending claims are allowed for the reasons cited in the prior Office Action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Stephen Yam whose telephone number is (571)272-2449. The examiner can normally be reached on Monday-Friday 8:30am-5pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, David Porta can be reached on (571)272-2444. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

SY



THANH X. LUU  
PATENT EXAMINER



**UNITED STATES PATENT AND TRADEMARK OFFICE**

Examiner:

Group:

Attorney Docket #: 1333

In re:

Applicant(s): MOESS, E., et al

Serial No.: 09/691,855

Filed:

**LETTER**

September 30, 2004

Honorable Commissioner of  
Patents and Trademarks  
Washington, D.C. 20231

Reference is made to the Notice of Allowance and fee due dated September 9, 2004, of which a copy is attached for ease of reference.

Applicant wishes to note that on July 13, 2004, the USPTO mailed a Notice of Allowance requiring payment of the issue fee by October 13, 2004.

Applicant paid the issue fee on this earlier Notice of Allowance on September 23, 2004, and a copy of the issue fee transmittal form is attached hereto.

Accordingly, it is requested that the Notice of Allowance dated September 9, 2004 be nullified and that a patent issue in due course.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. 9/30/04  
On 9/30/04

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Michael J. Striker', with a long, sweeping horizontal line extending to the right.

Michael J. Striker  
Attorney for Applicant  
Reg. No.: 27233  
103 East Neck Road  
Huntington, New York 11743